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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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In re application of: Darrell Rinerson, et al.

Attorney Docket No.: P038.04

Application No.: 10/773,549

Examiner: Nguyen, Hien N.

Filed: 06 February 2004

Group: 2824

Title: **MULTI-RESISTIVE STATE ELEMENT  
WITH REACTIVE METAL**

Customer No.: 42958

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**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this correspondence is being transmitted by  
facsimile to fax number 703-872-9306 to the U.S. Patent and  
Trademark Office on September 9, 2005.

Signed: 

Patty Lomeli

**RESPONSE TO RESTRICTION REQUIREMENT PER 37 C.F.R. §1.111**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Restriction Requirement in the Office Action mailed on  
**August 24, 2005**, please consider the following:

**REMARKS**

In the Office Action mailed on **August 24, 2005**, the Examiner imposed a three-  
way Restriction Requirement between:

- i. apparatus Claims 1 – 15 of Group I;
- ii. method Claims 16 – 18 of Group II; and
- iii. apparatus Claims 19 – 26 of Group III.